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Attorney Docket No. 04028/LH

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): Masaya SHIMOJI

Serial No. : 10/762,825

Filed : January 21, 2004

For : IMAGE PROCESSING APPARATUS
IMAGE PROCESSING METHOD,
AND PROGRAM

Art Unit : 2861

Examiner : Huan Huu Tran

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR 1.97(d) WITH STATEMENT
UNDER 37 CFR 1.97(e) AND FEE (\$1.17(p))**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

Submitted herewith are the following:

- (1) Copy of a European Search Report dated October 14, 2005, issued in a counterpart European application;
- (2) Copies of cited publications (except U.S. patents and publications);
- (3) Form PTO/SB/08A; and
- (4) A form 2038 is enclosed to cover the USPTO fee of \$180.00 as set forth under 37 CFR 1.17(p) for filing an IDS at this stage of prosecution (after allowance and before payment of the Issue Fee).

Authorization is given to charge any additional fees which may be required, or to credit any overpayment, to Account No. 06-1378.

CERTIFICATE OF FACSIMILE
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TOTAL PAGES: 111

I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date noted below.

N. Sahadco
Nalini P. Sahadco

Dated: December 8, 2005

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by credit card payment, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

12/12/2005 WABDELRI 00000028 10762825

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US 2002/0135788 listed on the attached PTO/SB/08A is a counterpart of EP 1 217 430 cited in the attached European Search Report. See the Annex to the European Search Report.

The European Search Report is in English, thereby satisfying the requirements for a concise explanation of relevance for any non-English language publications cited therein (MPEP 609 III A(3)).

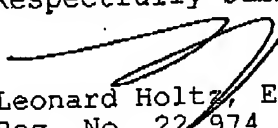
STATEMENT UNDER 37 CFR 1.97(e)(1)

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present Information Disclosure Statement. Said Communication bears a mailing date of October 14, 2005.

The filing of this Information Disclosure Statement is timely under the provisions of 37 CFR 1.97(d).

It is requested that an initialed copy of the Form PTO/SB/08A be returned to indicate that the publications listed therein have been considered and made of record.

Respectfully submitted,


Leonard Holtz, Esq.
Reg. No. 22,974

Encls.

Dated: December 8, 2005

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PTO/SB/08A (08-00)

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for Form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT			Application Number		10/762,825	
			Filing Date		January 21, 2004	
			First Named Inventor		M. SHIMOJI	
			Group Art Unit		2861	
			Examiner Name		TRAN, HUAN HUU	
Sheet	1	of	1	Attorney Docket Number		04028/LH

U.S. PATENT DOCUMENTS

Exam. Initials	Cite No.	Document Number	Kind Code ²	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion
		5,436,735	A	TANABE et al	07-25-1995	
		6,400,912	B1	TANAKA et al	06-04-2002	
		2002/0135788	A1	ARAKAWA et al	09-26-2002	

FOREIGN PATENT DOCUMENTS

Exam Initials	Cite No.	Office ¹	Document Number ¹	Kind Code ³	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion	P ⁴
		EP	1 217 430	A2	FUJI PHOTO FILM CO., LTD.	06-26-2002		

Examiner
SignatureDate
Considered

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind or document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Place a check here if English translation is attached.

DATE MAILED: December 8, 2005